

# SENATE MOTION

**MADAM PRESIDENT:**

**I move** that Senate Bill 524 be amended to read as follows:

- 1       Page 1, between the enacting clause and line 1, begin a new  
2       paragraph and insert:  
3       "SECTION 1. IC 4-13-12.1-4 IS AMENDED TO READ AS  
4       FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 4. As used in this  
5       chapter, "society" refers to the Indiana ~~historical society established~~  
6       ~~under IC 23-6-3.~~ **Historical Society, which was originally**  
7       **incorporated by Special Acts 1831, c.34.**  
8       SECTION 2. IC 4-13-12.1-8 IS AMENDED TO READ AS  
9       FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 8. (a) The department  
10      may enter into a lease with the society for the ~~society's~~ use of any part  
11      of the building, exterior improvements, and surrounding site.  
12      (b) Notwithstanding the term limitation for a lease under  
13      IC 4-13-1-4(10), the department may enter into a lease under  
14      subsection (a) for a term of not more than ninety-nine (99) years.  
15      (c) Rent under a lease entered into under this section is one dollar  
16      (\$1) each year, payable in advance.  
17      (d) A lease entered into under this section must require the  
18      department to provide, at no cost to the society, the following services  
19      in relation to the building, the exterior improvements, and the  
20      surrounding site:  
21          (1) Management.  
22          (2) Maintenance.  
23          (3) Operation.  
24          (4) Utilities (other than telephone services).  
25          (5) Other services reasonably necessary to maintain the building,  
26          exterior improvements, and the surrounding site.  
27      (e) A lease entered into under this section must provide that the  
28      lease terminates if the society or its successor vacates the building.  
29      (f) A lease entered into under this section may permit the building  
30      to house state activities or functions.  
31      SECTION 3. IC 4-13-12.1-13 IS ADDED TO THE INDIANA

CODE AS A NEW SECTION TO READ AS FOLLOWS  
 [EFFECTIVE JULY 1, 2009]: **Sec. 13. (a) The legislative services agency shall deliver to the society one (1) copy of the Indiana Code, the Acts of Indiana, and the journals of the senate and house of representatives for each year beginning in 2009.**

**(b) The secretary of state shall deliver to the society all books, articles, and other documents that the secretary of state's office is holding on behalf of the society."**

Page 9, between lines 31 and 32, begin a new paragraph and insert:

SECTION 9. IC 14-21-1-13.5, AS AMENDED BY P.L.3-2008, SECTION 101, IS AMENDED TO READ AS FOLLOWS: Sec. 13.5.

(a) The division may conduct a program to survey and register in a registry of Indiana cemeteries and burial grounds that the division establishes and maintains all cemeteries and burial grounds in each county in Indiana. The division may conduct the program alone or by entering into an agreement with one (1) or more of the following entities:

- (1) The Indiana Historical Society, ~~established under IC 23-6-3-~~  
**which was originally incorporated by Special Acts 1831, c.34.**
- (2) A historical society (as defined in IC 36-10-13-3).
- (3) The Historic Landmarks Foundation of Indiana.
- (4) A professional archeologist or historian associated with a postsecondary educational institution.
- (5) A township trustee.
- (6) Any other entity that the division selects.

(b) In conducting a program under subsection (a), the division may receive gifts and grants under terms, obligations, and liabilities that the director considers appropriate. The director shall use a gift or grant received under this subsection:

- (1) to carry out subsection (a); and
- (2) according to the terms of the gift or grant.

(c) At the request of the director, the auditor of state shall establish a trust fund for purposes of holding money received under subsection (b).

(d) The director shall administer a trust fund established by subsection (c). The expenses of administering the trust fund shall be paid from money in the trust fund.

(e) The treasurer of state shall invest the money in the trust fund established by subsection (c) that is not currently needed to meet the obligations of the trust fund in the same manner as other public trust funds may be invested. The treasurer of state shall deposit in the trust fund the interest that accrues from the investment of the trust fund.

(f) Money in the trust fund at the end of a state fiscal year does not revert to the state general fund.

(g) Nothing in this section may be construed to authorize violation of the confidentiality of information requirements of 16 U.S.C. 470w-3 and 16 U.S.C. 470hh.

- 1 (h) The division may record in each county recorder's office the  
2 location of each cemetery and burial ground located in that county."  
3 Page 11, after line 10 begin a new paragraph and insert:  
4 "SECTION 13. THE FOLLOWING ARE REPEALED  
5 [EFFECTIVE JULY 1, 2009]: IC 4-13-12.1-7; IC 23-6-3."  
6 Renumber all SECTIONS consecutively.  
(Reference is to SB 524 as printed February 17, 2009.)

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Senator CHARBONNEAU